



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Milton S. Sales
Patent Legal Staff
Eastman Kodak Company
343 State Street
Rochester NY 14650-2201

COPY MAILED

OCT 25 2007

OFFICE OF PETITIONS

In re Application of
Patton et al.
Application No. 10/607185
Filing or 371(c) Date: 06/26/2003
Attorney Docket Number:
83891BF-P

ON PETITION

This is a decision on the "Petition for Withdrawal of Abandonment for Failure to Receive an Office Action," filed August 9, 2007. The petition is properly treated under 37 C.F.R. § 1.181.

This Petition is hereby **granted**.

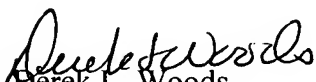
The above-identified application became abandoned for failure to timely and properly reply to the non-final Office action, mailed January 24, 2007. The Office action set a three (3) month period for reply. No response having been received, the application became abandoned on April 25, 2007. A Notice of Abandonment was mailed August 3, 2007.

With the instant petition, Applicant has demonstrated non-receipt of the Office Action by a preponderance of the evidence.

In view of the foregoing, the petition is **granted**. The holding of abandonment is hereby withdrawn. No petition fee has been charged and none is due.

The application will be referred to Technology Center Art Unit 3677 for re-mailing of the Office action.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3232.


Derek L. Woods
Attorney
Office of Petitions